



30 MAR 2009

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In re Application of	:	
SUZUKI	:	
Application No.: 10/575,107	:	DECISION ON PETITION
PCT No.: PCT/JP03/14864	:	
Int. Filing Date: 21 November 2003	:	UNDER 37 CFR 1.181
Priority Date: 10 October 2003	:	
Atty Docket No.: 289354US2X PCT	:	
For: SPRAY GLOW DISCHARGE IONIZATION	:	
METHOD AND SYSTEM	:	

This is a decision on applicant's request for correction of "Notice of Acceptance" as to the date of completion of the 35 U.S.C. 371 requirements filed 17 May 2007 and again on 25 September 2008 in the United States Patent and Trademark Office (USPTO). The request is being treated as a petition under 37 CFR 1.181. No petition fee is due.

BACKGROUND

On 10 April 2006, applicant filed a transmittal letter for entry into the national stage in the United States which was accompanied by the requisite basic national fee as required by 35 U.S.C. 371(c)(1); a translation of the international application into English and an Application Data Sheet.

On 13 December 2006, applicant filed an executed declaration of the inventor.

On 28 February 2007, applicant was mailed a "Notification of Acceptance" (Form PCT/DO/EO/903) indicating a 371 date of receipt of the 35 U.S.C. 371(c)(1), (c)(2) and (c)(4) requirements as 10 April 2006.

On 17 May 2007 and again on 25 September 2008, applicant filed the present petition claiming that the 371 requirements were satisfied on 13 December 2006.

DISCUSSION

A review of the application file finds applicant's declaration was filed on 13 December 2006 and that an executed oath or declaration of the inventor was not provided on initial filing. As such, it is proper to grant applicant's petition at this time.

CONCLUSION

Applicant's petition under 37 CFR 1.181 is **GRANTED**.

The application has an international filing date of 21 November 2003 under 35 U.S.C. 363 and will be given a date of **13 December 2006** under 35 U.S.C. 371(c)(1), (c)(2) and (c)(4).

The "Notification of Acceptance of Application Under 35 U.S.C. 371 and 37 CFR 1.494 or 1.495" (Form PCT/DO/EO/903) mailed 28 February 2007 indicating a date of 10 April 2006 under 35 U.S.C. 371(c) is hereby **VACATED**.

This application is being returned to the United States Designated/Elected Office (US/DO/EO) for further processing in accordance with this decision, namely the issuance of a "Notification of Acceptance of Application Under 35 U.S.C. 371 and 37 CFR 1.494 or 1.495" (Form PCT/DO/EO/903) and a corrected filing receipt indicating the correct 371 date as detailed above.

A handwritten signature in black ink, appearing to read 'D. Putonen', is positioned above the typed name and title.

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